G R. S. IX-5]

Previous references.

File No. 123-

192 (

Serial Nos. 1-5

( )

Later references

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 1-5

Part B for [illegible]

SUBJECT.

Lease of Inam lands ordered to Yellamma [illegible] in Hukeri taluka [illegible]

[illegible]

The Director of Accounts & Comptroller to pay directly, in reversal of the G.O.'s order that the present lessee Narasinga Rau of the Inam lands of Yellamma Devasthanam at Hukeri be allowed to continue until the expiry of the period of the present lease.

WD 1233—(RB—50,000—1922

G R. S. 11] 1920.

GENERAL AND REVENUE SECRETARIAT.

(Judicial)

NOTES.

File No. 193/1920

FILE HEADING.

Lease of the inam lands enjoyed by Gurukkal of Devanai Temple in Holeenna Agrahara Rasha

From

Petitioners from Sri of Mandla Agrahara &c,

No. Petitions Dated 25-6-20 Received 1-7-20

Diary Nos 516,	Enclos. 2	Spare Copies.	Serial No. 1

BRIEF ABSTRACT OF LETTER.

States that the inam lands have been taken on a Perpetual Lease on an annual rental of Rs 60, that owing to other payment of Rs 1/2 The lands have been ordered to be taken away from their possession and vested in the ryots who are Temple Servants, their prayer for a reconsideration of the Dy. Commr's order dismissing their appeal and for an early enquiry ordered Directing the Dy. Commr to execute pending disposal of appeal

NOTES AND ORDERS.

The petitioners are duly stamped. A copy of the Dy Commr's order appealed from, is produced. The appeal is time barred. Dy. Commr's order is dated 25th June 1920

Submitted

NOTES—First Sheet

GPB—20,000—3-8-11

G. R. S. III-2]

General and Revenue Secretariat.

Inwards File No. 183 of 19 20

Serial No.

1 The Ry Commissioner has considered the views expressed by the Sub Divl Officer that the Temple being a Non-Muzrai one, the cash amount there may be left in the possession of the Pujaris subject to the payment of the Stipulated Revenue fixed, like the Govt has not the Amildar's approval sale proceedings connected with there Govt fails to make mention of the offer of the Pujaris

2 The appl prays for the cancellation of the order

Submitted

27/11

For orders

27/9/20

(Illegible)

6 They appears to be a fit Case for directing the stay of execution which appellant has prayed for if he should pay at once the rent for the second year.

7 Record may be called for & Second Number

27-2-1920

P-J-20

NOTE—Contn. sheet.

General and Revenue Secretariat. | File No. 1103 of 1919

Serial No.

1558-1463
4-9-20

I agree.
Survey order may issue & record
with report called for.
Sec
5.9.20.

AV
7/11

Draft above
VJ 6/9/20
AMLC 6/9

DFS. Srikakulam
VJ 7-9-20
7/9/20
AMLC 8/9/20

Issue)

Sd/-
VJ 8/9/20

2

Sd/-
6.9.20

NOTE—Contn. sheet.

G. R. S. III-2]

General and Revenue Secretariat.

Inw, File No. [illegible] of 19 [illegible]

Serial No

Irimu, Aliya Sami, Archaka of Gollamma Devam Temple, Vizagapatam

Petn dt 8 12 21

Prays that the aspect of Vara Singa Rao (deceased) may be posted to some near date, and pending disposal, the Crops of the Lands be allowed exclusively to be kept with the Ryots.

Submitted

WM
13.12.21.

So far as can be made out from the meagre Material in the file, the right of Collecting certain Lands belonging to the Gollamma devam temple was for a period of five years was sold by public auction when it was purchased by Narasinga Rao

On the ground that the purchaser made some delay in delivering the rent for the second year of the lease the Dy Commr passed an Order Cancelling the Lease and directing the restoration of the Lands to the Ryots

NOTE—Contn sheet

G. R. S. 111-2]

General and Revenue Secretariat.

Misc File No. 123 of 1920

Serial No.

Against this order the purchaser has appealed to Govt but the record has not yet been requested from the Commr. An order has been issued directing the stay of execution of the Dy Commrs order, pending disposal of the appeal.

The Asstt has filed the present petn praying that the crops of the land in dispute ordered to be attached immediately or kept with the Rev officers -

Apparently the purchaser has been in possession of the lands for the last three years And he may well be allowed to remain in possession till the disposal of this appeal. The encroacher is not a person in wrongful possession of the lands. He was put in possession by the Revenue Authorities. This is almost the end of the Cultivation season and he may be allowed to reap the crops raised by him. If his appeal should be dismissed he will be liable to pay the rent that he has agreed to pay

NOTE—Contn sheet.

G. R. S. [illegible]I-2]

General and Revenue Secretariat.

Mar. File No. 123 of 1920

Serial No

1) The Dy. Coll. may be asked to send the record of the case and the appeal posted to 22nd inst. (Second Monday) 13/12/20

3367.29
14-12-20

2) A. appeared

Rec'd 15.12.20

3) Draft 15/12/20

15-12

4) Dy. Collr. (M.)

Come.

(Reminder issued to Dy. Collr.)

26/12/20

From, the Dy. Collr., Nellore Dr. No. letter no 92-20 dt. 16/1/920

Reports the circumstances under which the inam land enjoyed by Yellamma Devasthanam temple were ordered by him to be taken away from the hands of the heirs of Maratha Nana-Sringa Rao, and restored to the hereditary of the Archaka.

The Dy. Collr. reports finally on the merits of the case.

If directed, the appeal may

NOTE—Contn sheet

III-2

General and Revenue Secretariat.

Mug File No. 123 of 19 7.V

Serial No

To be posted for hearing.
Sd/-
3-2-1921 Sd/-
3/2/21

May this appeal be posted to same date in March next?
Sd/- Second Member 3/2/21

3800-52
4 2 21

It is clear from the D.C's letter that the case was mismanaged in the Taluq office & that the orders passed by the higher officers were not based on a correct representation of facts. The unjustifiable recommendation for cancellation of lease owing to non-payment of kist on one date, was too prompt act & devoid of proper discretion. It seems as if the Tq. authorities wished to help the ryotwarees in preference to the lessee who was put in possession in a regular manner. The lessee shd. I think be permitted to continue under the terms

NOTE—Contn sheet

R. S. III-2

General and Revenue Secretariat.

File No. 105 of 1921

Serial No

After the Expiry of the current lease or renewals on account of any cancellation of lease remains default on the part of the lessee the ryotwarees may be given a chance of working the lands themselves, in a manner not prejudicial to the interests of the Govt,

av. 16/2

Govt
16.2.21

Dft to Govt
[illegible] BG
25/2/21

Govt
25/2/21

Re-Dft. to Govt
[illegible] BG 4/3/21

[illegible]
2/25/21

(Govt)
(Secl Govt) 10/3/21

4596-214
11-3-21

don't propose

Govt
12.3.21

[illegible]
12/3/21

[illegible]
12/3

NOTE—Contn. sheet

R. S. III-2]

General and Revenue Secretariat | Inwg. File No. 123 of 1920.

Serial No.	
5	To, D.C. Hassan & Comptroller No. 3281-2 dy 21.3.1921 Directs, in reversal of the DC's order, that the present lessee, Narasinga Rao of the Inam lands of Yellamma Devasn at Holenarsipur be allowed to continue until the expiry period of the present lease.

NOTE—Contn. sheet.

123-20

RIZ No. / BEFO OVE T OF HIS HIGHNESS

THE MAHARAJA OF MYSORE.

AUG 1920

Muzrai Second Appeal No. of 1920-21.

Appellant.		Respondents.
Narasinga Rao, son of Mahratta Nagoji Rao, residing in Holenarasipur, Kasba.	V S.	1. Poojari Appasam 2. Poojari Yella. 3. Poojari Thimma all residing in Holenarasipur Kasba.

The appellant abovenamed begs to appeal from the order of the Deputy Commissioner of Hassan as per endorsement No. N. Dis. 1514-19/G1. C, dated the 1st August 1920, on the following grounds, namely:-

1. That the Inam Lands attached to Yellamma Devaru Temple in Holenarasipur Kasba were leased to appellant at a public auction held for the purpose on 17-5-1919 at the rate of Rs. 240/- per annum for a period of 5 years.

2. That the appellant deposited Rs. 200/- on 19-5-1919 and the balance of Rs. 40/- due for the first year of lease, on 6-8-1919, and has obtained proper vouchers therefor.

3. That the appellant was put in possession of the Inam Lands on 22-6-1919 and has continued to be in possession even now.

4. That there was some delay in depositing the rent due for the current year as the appellant was expecting a notice of demand from the Amildar but later on towards the end of May 1920, when the appellant himself offered the amount, he was told that the records had been sent up to the Sub-Division Officer and that it would not be received from him until the records are received back.

5. That the appellant presented two petitions on 14-6-1920 and 25-6-1920 respectively to the Deputy Commissioner complaining about the non-receipt of rent from him by the Taluk authorities but instead of passing an order directing the receipt of money, some order is passed which does not remedy the grievance of the appellant.

6. That subsequent to the said order of the Deputy Commissioner, the appellant has been served with a notice from the Taluk Amildar directing him to give up possession of the lands in favour of the 1st respondent.

7. That the appellant submits that he has cultivated the said lands and planted paddy only about two months ago and that it would be extremely hard if he is deprived of the possession of the lands on the ground of non-payment of rent in proper time.

8. That the lower court erred in passing an order for restoration of the said lands instead of receiving the amount of rent which the appellant was ever ready and willing to pay together with any small sum in thesshape of interest for the delay.

9. That the appellant has spent a considerable sum of money on the improvement of the said lands after they came to his possession and the crops which are now two months old are thriving well under the care of the appellant.

10. That the appellant further submits that the condition about the resale on the non-payment of rent is of a penal nature and does not in law work out a forfeiture.

11. That the order for restoration of the lands to the first respondent is not warranted by the facts on record or by the law of landlord and tenant as contained in the Transfer of Property Regulation.

12. That in any view of the case, the order under appeal is unjust, ~~xxx~~ inequitable and legally unsustainable.

Wherefore the appellant humbly prays that the order of restoration may be set aside and that the appellant's possession of the aforesaid lands until the expiry of the term of five years be confirmed.

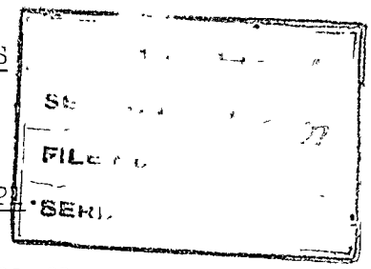
Bangalore,
28/8/1920.

Left-Thumb mark of
Narasimpathy

M. Ramachandra Rao
Advocate for Appellant

ಎರಡು RUPEES

DIARY No. 5.2.f



BEFORE THE GOVERNMENT OF HIS HIGHNESS

THE MAHARAJA OF MYSORE.

Muzrai Second Appeal No. of 1920-21.

Miscellaneous Application No. of 1920-21.

Narasinga Rao. Petitioner (Appellant)

V S .

Poojari Appasami and 2 others. Opponents (Respondents)

The petitioner (appellant) abovenamed begs to state as follows:-

1. That Inam lands attached to the Yellamma Devaru temple in Hole-Narasipur Kasba were leased to the petitioner for five years at a public auction on an annual rental of Rs. 240/- and he was put in possession on 22nd June 1919.

2. That the petitioner has since been cultivating the said land after having improved it at considerable cost and has planted paddy just two months ago.

3. That the petitioner paid a short time after the grant of the lease the first year's rental and had to pay the second year's rental about the end of March of the current year.

4. That the petitioner being expectation of a notice of demand from the Amildar (which he did not receive) there was some delay in depositing the amount; and about the end of May 1920 when the petitioner had taken the money for payment, he was told that the records had gone up to the Sub-Division Officer and that the amount would be received after the records came back to the Taluk.

5. That some time thereafter the petitioner presented a petition to the Deputy Commissioner complaining about the non-receipt of rent but that Officer passe the order which is now appealed from.

6. That the Amildar has since issued a notice to the petitioner directing him to restore possession of the Inam lands to the first opponent and this order which has been confirmed by the Deputy Commissioner is unsustainable for the several reasons urged in the appeal memorandum presented this day.

7. That the petitioner will be put to substantial loss and inconvenience if he is deprived of possession in pursuance of the Amildar's notice as the crops which are two months old have been thriving well under the petitioner's care.

8. That the petitioner submits that the order of restoration is most inequitable and unjust.

9. That the petitioner submits that, in the interests of justice, it is highly necessary that the order of restoration passed by the lower courts should be kept in abeyance until the termination of the appeal.

Wherefore the petitioner humbly prays that this Hon'ble Government may be pleased to direct that the ~~necessary~~ execution of the order of restoration be stayed pending the disposal of the above appeal.

Bangalore,
28/8/1920.

Left-Thumb mark of Narasimha Rao.

Ramachandra Rao
Advocate for Petitioner.

ಹೀಗೆ ಕರ್ನಾಟಕ ಪ್ರಾಂತ್ಯದಲ್ಲಿ ಕೆಲವು ಜಿಲ್ಲೆಗಳಲ್ಲಿ ಕರ್ನಾಟಕ ಭಾಷೆಯಲ್ಲದೆ ಬೇರೆ ಭಾಷೆಗಳನ್ನಾಡುವ ಜನರು ಬಹಳ ಸಂಖ್ಯೆಯಲ್ಲಿ ಇರುವುದರಿಂದ ಅವರ ಮಕ್ಕಳಿಗೆ ಅವರ ಮಾತೃಭಾಷೆಯಲ್ಲಿ ಪ್ರಾಥಮಿಕ ವಿದ್ಯಾಭ್ಯಾಸ ಮಾಡಿಸಲು ಅನುಕೂಲವಾಗುವಂತೆ ಪ್ರಾಥಮಿಕ ಶಾಲೆಗಳನ್ನು ತೆರೆಯಲು ಸರ್ಕಾರದವರು ಅಪ್ಪಣೆ ಕೊಡಿಸಬೇಕೆಂದು ಕೋರಿಕೆ ಸಲ್ಲಿಸಿದ್ದಾಯಿತು. ಈ ವಿಷಯವಾಗಿ ಸರ್ಕಾರದವರು ಏನು ಆಜ್ಞೆ ಮಾಡಿರುವರೆಂಬುದನ್ನು ತಿಳಿಸಲು ಪ್ರಾರ್ಥನೆ.

ಸ.ಸ.ಕ. 460-19 one file
H.C.

ಪ್ರಾಂತ್ಯ ಆಂತಿ-

ಈ ವಿಷಯದ ಪತ್ರವ್ಯವಹಾರಗಳನ್ನು ಮುಂದಕ್ಕೆ ಸಾಗಿಸಲು ಕೆಲವು ಕಾಗದಪತ್ರಗಳು ಬೇಕಾಗಿರುವುದರಿಂದ ದಯವಿಟ್ಟು ಕಳುಹಿಸಿಕೊಡಬೇಕಾಗಿ ಕೋರಿದೆ. 1919ನೇ ಇಸವಿ ಮಾರ್ಚಿ ತಿಂಗಳಲ್ಲಿ ಮುಂಬಯಿ ಸರ್ಕಾರದವರಿಗೆ ಕೆಲವು ಪ್ರಶ್ನೆಗಳನ್ನು ಕಳುಹಿಸಿಕೊಡಲಾಗಿತ್ತು. ಆ ಪ್ರಶ್ನೆಗಳಿಗೆ ಸರ್ಕಾರದವರು ಉತ್ತರ ಕೊಟ್ಟಿದ್ದಾರೆಯೆ ಇಲ್ಲವೆ ಎಂಬುದನ್ನು ತಿಳಿಸಿ ಆ ಪ್ರಶ್ನೆಗಳಿಗೆ ಸರ್ಕಾರದವರು ಕೊಟ್ಟಿರುವ ಉತ್ತರಗಳ ನಕಲುಗಳನ್ನು ಕಳುಹಿಸಿಕೊಡಲು ಪ್ರಾರ್ಥನೆ. ಆ ಪ್ರಶ್ನೆಗಳಿಗೆ ಸರ್ಕಾರದವರು ಉತ್ತರ ಕೊಟ್ಟಿರುವ ಪಕ್ಷದಲ್ಲಿ ಆ

ಕೊಟ್ಟಿರುವ ಪ್ರತಿಯನ್ನು ಅರ್ಜಿದಾರರಿಗೆ ಕಳುಹಿಸಿ ಕೊಡಲಾಗಿದೆ.

(Signed) J Ball

29/6/20. Sub. Divisional Officer
Holenarsipur

N. Dis 15 14 -19
Gl.C. ದಿ 1.8.20

ಪ್ರತಿ

ಶ್ರೀಯುತ ಬಿ. ವೆಂಕೋಬರಾವ್ ಅವರಿಗೆ ಹಾಸನ ಇವರಿಗೆ ಸಲ್ಲಿಸಿದೆ.

31.7.20

(Signed) B. Venkoba Rao
Deputy Commissioner
Hassan

Copy

Ramaiah
For Deputy Commissioner
Hassan District

Copy applied for by Narasinga Rao on 7.8.1920
Party told to appear on 23.8.1920
Copy ready on 23.8.1920
Party appeared on 23.8.1920
Copy delivered on 23.8.1920
No of words 174
Copying etc fee .-3-4

POSTAGE

TWO RUPEES

Before the Government of His Highness the Maharaja
~~In the Chief Court~~ of Mysore, Bangalore.

Miscellaneous Appeal NO. OF 1920–1921.

Appellant.		*Respondents*
Narasingarao	*Vs.*	Poojari Appasamy & others

VAKALATNAMA

executed by the appellant in favour of

Mr M RAMACHANDRA RAO, B A, B L.,
ADVOCATE & HIGH COURT VAKIL

I hereby empower the said advocate, in person or by proxy, on my behalf, to appear in, and conduct the above case, as well as any proceedings arising out of and connected with the same, to compromise the same, and to do all such acts as may be proper and necessary for the due conduct thereof, including the signing and presentation in Court of the necessary petitions and papers.

And I further authorize the said advocate to receive, and give receipts for, any money, document, or other moveable property that is or may become, payable or deliverable to me in the course of the said case or proceedings.

Bangalore,
28th Aug. 1920.

Left Thumb
mark of
Narasingarao

I know the executant who has signed before me.

Advocate.

Accepted.

M Ramachandra Rao
Advocate for Appli-
28/8/20

G R S. 26]

Appeal

File No 12 B

Serial No. 1920 2

Diary No. of letter replied to 516 | 7085

No. 9777 hc 4

General and Revenue Secretariat

( )

, *the* 19

To

The Dy Commr

Kandy 8.9.20

Sir,

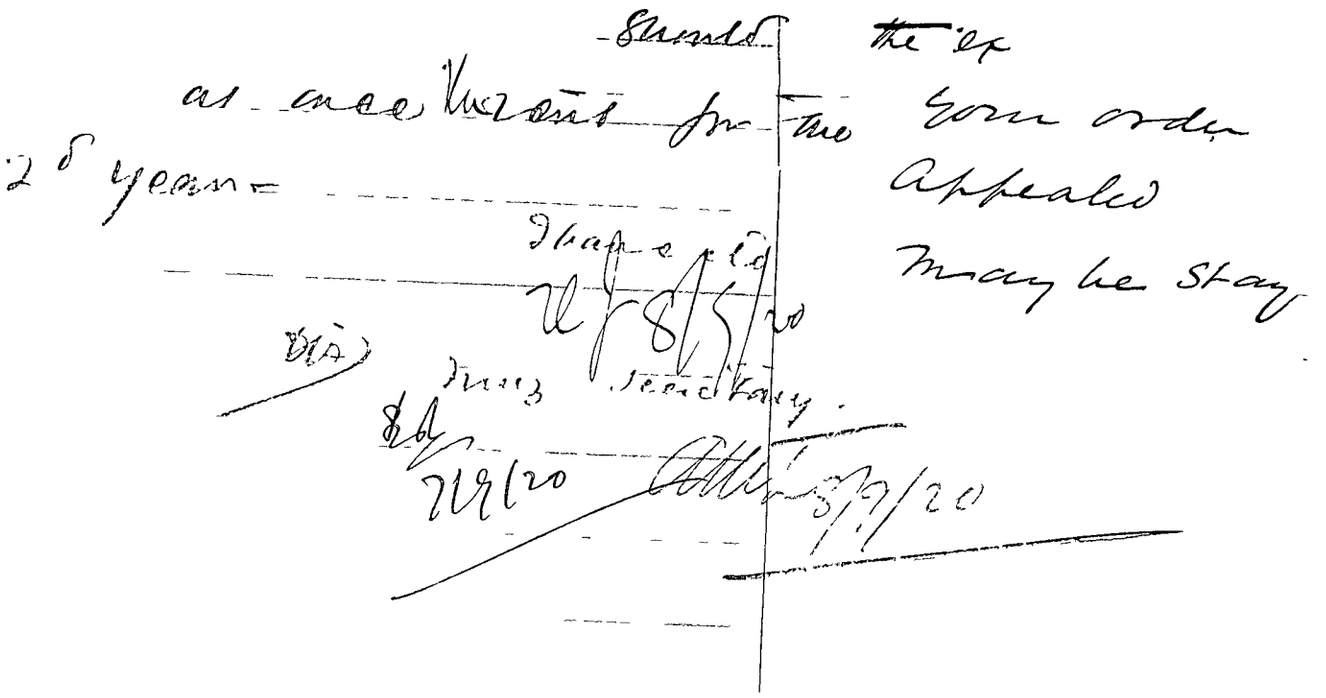
Date of issue 8. 9. 20

Signed by M. A. H. Iyer.

I am directed to forward herewith ~~the petition of appeal~~ and 526 ~~in the matter~~ petition of appeal No 516 from Nanda Nina Siya Rala of Halenandiya appealing against your order directing that the image called & Gellamma Deviyo Temple in Halenandiya Pansala Kasbawa alleged to have been handed to the appellant, be taken away from his possession and restored to the Temple Trustees, and to request that you will be so good as to ~~state your reasons for your order~~ forward the records of the case.

SUBJECT: with a full report of the facts thereof.

2. I am also to request that ...



List of enclosures,

Copied by

Examined by

GPB—6,000—1-5-09

G.R.S. 26]

File No 1/25-7

Serial No. 2

Diary No. of letter replied to _____

No 1077

General and Revenue Secretariat

( )

, *the* 19

Date of issue 11.A.57

Signed by RD

To

Endt. Granted to Maraba Narasinga Rai of Holenara Hobli Kasba bille ref. to his petition reg. nos 576, 526 dy 28th August last appealing against the Dy Com's order directing that the management of Gellamma Devamma Temple at the place alleged to have been conferred to him, be taken away from his possession and restored to the Temple Committee &c.

In reply, the appellant is informed that a report has been called for from the Dy Commr and his petition regarding stay of execution

over.

to the Heads of the Case

SUBJECT.

The order appealed against
~~pending dismissal of the appeal~~
~~by~~ if the appellant
should pay at once the
rent for the second
year.

Ao — 0.

DR) Privy Secretary

7/9/20

List of enclosures,

Copied by

Examined by

GPB—6,000—1-5-07

DIARY No 1219

TWO RUPEES

Secretary To Government Of India

Meer

Hi[illegible] Chief Minister of Mysore, Mudral Deptt.

Mudral petition No. [illegible]

Appasami, son of Lingappa, Archak of Yellammadevi Temple, Hole Narsipur Town — Petitioner.

The petitioner begs to submit.

1. That he is the Archak of Yellammadevi Temple in Hole Narsipur Town.

2. That the said temple [illegible] there is no cash emolument to the temple. The yield from lands is given to meet the upkeep of the temple and [illegible] for the Archak's family. The land was granted [illegible] for a period of five years and the Archak is allowed to [illegible] with an opportunity [illegible] without any provision for temple.

3. That the petitioner submitted a petition before the Taluq Amildar, the Sub Divisional Officer and the Deputy Commissioner in his better petitions praying for a regular enquiry into the whole matter, which in that, kindly cancelled the sale of various lands in the village and that the Amildar should restore the lands to keep him in possession of same.

4. The Amildar was pleased to say that he ~~could~~ carry out the order of the Deputy Commissioner since the

purchaser had appealed against the Deputy Commissioner s order which was yet pending before Government In all his petitions the petitioner has consented to give the reserve fund, fixed by Government and is also ever ready to deposit the same in advance.

5. On 8-10-1920 the petitioner was given an - endorsement on one of his applications that the Deputy Commissioner has ordered the stay of execution of his order to restore the lands to the petitioner.

6. The petitioner begs to submit that the authorities had ~~no~~ no sort of right to sell since the lands were minor inams; that he has been unjustly kept out of possession for no fault of his; the conduct of sale was irregular; and the purchaser did not remit the full purchase amount ir time; that he would be put to inestimable and irreparable loss and ~~will have to~~ would suffer substantial injury. The crops of the lands have been ripe for cutting and the purchaser is trying to gain time to cut and remove away the crops in order baffle the petitioner.

B. Sankara Rao
Interpreter
6.12.20

WHEREFORE the petitioner humbly prays that the appeal of the purchaser may be posted to some near date and pending disposal of same, the crops of the lands be kindly ordered to be attached immediately or kept with the Revenue officers.

8-12-20. [illegible]

Petitioner.

೨ ರೂ TWO RUPEES ಮುದ್ರೆ-೪

ಶ್ರೀಮತಿ ಕೆಂಪಮ್ಮನವರ ಮಕ್ಕಳು ಮೊಮ್ಮಕ್ಕಳು ಸಂಬಂಧಿಕರು ಮತ್ತು ಕುಲಸ್ಥರು ಕೋರ್ಟಿಗೆ.

19೨೦ ಇನೇ ಇಸವಿ ಸಿವಿಲ್ : ನೆಂಬರು.

ವಾದಿ ಯಾ ಅರ್ಜೀದಾರ್. ಪ್ರತಿವಾದಿ ಯಾ ಅಪ್ಪೋನೆಂಟ್.

ಅ ಪ್ಪಾ ನಂ ೫.

ಮಾನ್ ರಾವ್ A.R. Nageswara Iyer B.A.B.L. Advocate ವರಿಗೆ.
B. Sankara Rao. B.A.B.L Grand Pleader

ಅವರಾದಾರ್ ಹಾಜಿಗಳು ಬರಸಿಕೊಟ್ಟ ವಕಾಲತ್‌ನಾಮಾ.

ಈ ನೊಕವ್ವಮೆಯಲ್ಲಿ ತಾವು ನನ್ನ ಪರವಾಗಿ ಅಖ್ಯೆರುಪರುವಿಗೂ ಕೋರ್ಟ್‌ನಲ್ಲಿ ವಿವಾದ ಜರಗಿನುವವ ಕ್ಕೂ, ನನ್ನ ಪರ ಆಗುವ ಎಲ್ಲಾ ವಿಧವಾದ ಆರ್ಡರ್‌ನ್ನೂ ಡಿಕ್ರಿಯನ್ನೂ ಜಾರಿಕ್ರಮ ನಡಿಸಿ ಹಣ ವಸೂಲು ಮಾಡಿಕೊಳ್ಳುವುದಕ್ಕೂ, ನನಗೆ ಕೋರ್ಟಿನಿಂದ ನಲ್ಲಬೇಕಾಗಿರುವ ಡಿಕ್ರಿ ಮೊಬಲಗು, ಶಿಲ್ಕು ಮೊಬಲಗು ರೀಫಂಡು ಸ್ಟ್ಯಾಂಪು ಮೊಬಲಗು ದಸ್ತ್ಯೆವಜು ವಗ್ಯೆರೆಗಳನ್ನು ವಾಪಸು ಪಡೆಯಲಿಕ್ಕೂ ಸಹ ತಮಗೆ ಈ ಮೂ ಲಕ ಸಂಪೂರ್ಣ ಅಧಿಕಾರ ಕೊಟ್ಟಿಧೇನೆ. ಅಲ್ಲದೆ ತಾವಾಗಲಿ ಯಾ ತಮಗೋಸ್ಕರ ಮುತ್ಯಾವ ಲಾಯರಾಗಲಿ ಡಿಟೋ ಮೊಖದ್ದಮೆಯಲ್ಲಿ ನಡಿಸುವ ಎಲ್ಲಾ ಕೆಲಸಗಳನ್ನು ನಾನು ಖುದ್ದು ಇದ್ದು ನಡಿಸಿದಂತೆ ಒಪ್ಪಿಕೊ ಳ್ಳಲು ಒದ್ಪನಾಗಿ ಇಧೇನೆ.

ತಾರೀಖು 6-12-20 } ರುಜು ಶ್ರೀನಿವಾಸ ಅಯ್ಯಂಗಾರ್

ಈ ಮೊಕ್ತ್ಯಾರುನಾಮಾ ಕೊಟ್ಟವರು ನನಗೆ ಪರಿಚ
ಯಸ್ತರಾಗಿ ಸಮಕ್ಷಮ ರುಜು ಮಾಡಿರುತ್ತಾರೆ.
ಸಹಿ

ಈ ಮೊಕ್ತ್ಯಾರುನಾಮಾ ಅಂಗೀಕರಿಸಿ ಇಧೇನೆ.
B Sankara Rao
Grand Pleader
6.12.20

Sri Venkatesa Press, Bangalore City 1919.

From

P. [illegible]
[illegible]
[illegible]

To

T. [illegible]
Secretary to the Govt. [illegible]
[illegible]
Bombay.

Dated 25th

Despatched

Received

General No.
No.

Enclosure No.

B U D G E T.

[illegible]

[illegible]

[illegible]

[illegible]

[illegible]

Office of the Deputy Commissioner
Hassan District,

Dated Hassan the 25th January 192[illegible]

GEN & REV. SECT. Rec 92-20 Hc. C/onefile
28 JAN 1921

To

T. Venkoba Rao, Esquire, B.A.,
Deputy Commissioner,
Hassan District.

To

T. Aiya Nadar, Esquire, B.A., B.L.,
Secretary to the Government of His Highness
the Maharaja of Mysore, Huzarat Department,
BANGALORE.

Sir,

With reference to your letter No. 977/Huz. 125-30-2 dated 8th September 1920, calling for a report on the appeal petition of Narota Narasimha Rao, of Mole Narsipur [illegible] later of the inam land granted to Yella Nadevaru Temple in the Mole Narsipur Hobli, I have the honor to state that the land S.No. 198 endowed to the temple of Yella Nadevaru was leased out by public auction for 5 years to the appellant on 17th May 1919 for an annual rent of Rs. 240/- as per instructions conveyed in Huzarat Superintendent's Memo No. R.D. 660 dated 18th November 1918. The appellant had paid the first year's rent amount and was put in possession of the land on 21st June 1919, in anticipation of confirmation of the sale. Meanwhile a petition from the respondents was received in this Office protesting against their dispossession of the land in question on the ground that they have been in possession thereof for many years and that its disposal by sale is prejudicial to the [illegible] and that they

and that they would themselves save any reasonable amount that might be fixed to be paid by them. This petition was forwarded to the Collector for disposal or report. But the recommendation made for the contribution of the said, the Collector failed to take action on the Pujaress' request and on the joint recommendation of the Collector, the Sub Divisional Officer, Mollampalayam, the sale was given on 27th June 1913.

3. But in the following year, the Tamil Nadu Land Encroachment Act was brought into force with effect from 1st April 1905, the Collector recommended the cancellation of the lease and to which the petitioner stated that the Pujaress are agreeable to surrender, only the portion of the land as reserve for repair etc., and which is subject of correspondence ending with Board's letter No. 83-1 dated 25th February 1913, the land was ordered to be given to the Pujaress themselves, instead of auction. This proposal was approved by the Commissioner, Revenue Officer, vide his letter No. [illegible] dated 15th April 1913 subject to the condition that the entire land should be leased out to the Pujaress. The entire records with Mollampalayam Sub Division Officer's No. A.O.C. 25-20/13 dated 23rd December 1913, together with the enclosures received with your letter under reference cited are returned herewith.

This is submitted to you,

Sir,

Your most obedient servant,

For Deputy Collector,

Palakkad District.

18

Proceedings of the Government of H.H.

the Maharaja of Mysore.

Read:--

Petition Registered No.616 dated -
26th August 1926, presented by Mrs. and
Rao Sahib M. Rajo Rao, praying for
the order of the Deputy Commissioner, ---
Hassan District, directing the Survey &
possession to put him in the line of Yel-
lamma Devara Temple in Holenarasipur ---
T.M. [illegible] was [illegible] in-
[illegible] default [illegible]
[illegible]

(2) Letter No.93-20 dated 25th
January 1921, from the Deputy Commissioner
Hassan District, reporting on the above.

3281-2 See accepted

Order No.
Dimsai 17 3-20-5
Dated Bangalore, the 14th August 1928.

2/28

The Land Grant No.146, endowed to the Temple of Yellamma Devara was resumed and put up to public auction for a period of 3 years from Fasli 1330 to 1332 for an annual rent of Rs.240/-. The defendant having paid the rent of the first year, a sum of Rs.80 on account of the land revenue payable in June 1919, in anticipation of the sale. Meanwhile, a petition addressed to the Deputy Commissioner by the Archaka, protesting against the resumption of the land having been received, the matter was referred to the Inam

But in the recommendation made to the Deputy Commissioner for the confirmation of the said sale, the Amildar failed to - take mention of the pujaris' protest, and the sale was confirmed by the Deputy Commissioner on 27th June 1919. On the - ground that the purchaser made some delay in delivering the rent for the second year of the lease, the Deputy Commissioner --- passed an order cancelling the lease, and directing the restoration of the lands to the Archaks. Against this order, the -- purchaser has xxxxx appealed to Governor

2. It is clear from the Deputy Commissioner's letter that the case was mismanaged in the Taluk Office and that the orders passed by the higher officers were not based on a correct representation of facts. The Amildar's recommendation for the cancellation of the lease owing to the non-payment of the kist on the due date was too prompt not to arouse suspicion. It seems as if the Taluk authorities wished to help the pujaris in preference to the - lessee, who had been put in possession of it in a regular manner. The appellant states that he did not pay the money on or before 15th March 1920 as he was expecting a demand, but finding that no demand was made, he tendered the amount to the Taluk Cutcherry towards the end of May 1920 and complains that this was not accepted. Although this allegation was made in a petition presented to the Deputy Commissioner on 4.6.20, there has been no denial of it in the

record. In these circumstances, the cancellation of the lease is not ~~retrifiable~~ warranted.- The appeal is allowed and the appellant will be allowdd to remain in possession of the lands for the full period of the lease. After the expiry of the current lease or -- previously by a cancellation of the lease on account of any serious default on the -- part of the lessee, the pujaris may be -- given a chance of working the lands themselves, in a manner not prejudicial to the interests of the temple.

Recd 12.3.21

14/3/21

Secretary to Government,

Muzrai department.

To

4/3/21 4.3.21

The Deputy Commissioner, Hassan District, returning the records.

The Comptroller, Mysore Government.

- - - - - - - - - -

HRR.